PROCEEDINGS

OF THE

MADRAS GOVERNMENT

IN THE

LEGISLATIVE DEPARTMENT,

FOR

THE MONTH OF FEBRUARY 1898.

Printed by Authority.

MADRAS:
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1898.

DISPOSAL LIST

OF

PRESS PAPERS IN THE ORDINARY SERIES,

LEGISLATIVE DEPARTMENT,

FOR THE MONTH OF FEBRUARY 1898.

Disposal No.	Date of Disposal.	Date of Despatch to Secretary of State for India.	Numbers and Dates of previous Proceedings.	Receipt Nos.	Despatch abstract or purport of paper.
..	1898. ..	1898. 10th Feb. No. 1.	..	..	*Madras Act No. I of* 1898 (*Act to amend the Malabar Marriage Act*, 1896).—Transmitting to the Right Honourable the Secretary of State for India sixty copies of —.
11	15th Feb.	..	..	68	*Bill to amend the Madras City Police Act*, 1888.—Directing the publication in the *Fort St. George Gazette* of a — and requesting the Hon'ble Sir Henry Bliss, K.C.I.E., to take charge of it.
..	..	1898. 17th Feb. No. 2.	..	..	——— Forwarding to the Right Honourable the Secretary of State for India copies of a — which it is proposed to introduce into the local Legislative Council.

DISPOSAL LIST

OF

MISCELLANEOUS PAPERS IN THE ORDINARY SERIES,

LEGISLATIVE DEPARTMENT,

FOR THE MONTH OF FEBRUARY 1898.

Disposal No.	Date of Disposal.	Date of Despatch to Secretary of State for India.	Numbers and Dates of previous Proceedings.	Receipt Nos.	Despatch abstract or purport of paper.
6	1898. 1st Feb.	..	No. 93 of 1897.	..	*Legislative Council Questions.*—Communicating to the departments of the Secretariat concerned for information and guidance questions asked at the meeting of the Council held on the 1st February 1898 together with the answers given to them.
7	2nd ,,	..	No. 2 of 1898.	55	*Index to the Proceedings of Government.*— Recording Endorsement of the Government of India forwarding for information copy of its letter to the Government of Bombay on the subject of copies of the — to be furnished to the former Government by the latter.
8 9	4th ,,	..	No. 83 of 1897. No. 26 R. of 1898.	..	*Act to amend Madras Act II of* 1886 (*The Madras Harbour Trust Act*).—Submitting copy of the — as assented to by His Excellency the Governor for the assent of His Excellency the Governor-General.
10	4th ,,	..	No. 5 of 1894. No. 121 of 1893.	3	*Malabar Marriage Bill Commission.*—Informing M.R.Ry. Rama Varma Raja of Parappanad that His Excellency the Governor in Council regrets his inability to recommend any special recognition of his services as a member of the —.

DISPOSAL LIST

OF

PAPERS IN THE ROUTINE SERIES,

LEGISLATIVE DEPARTMENT,

FOR THE MONTH OF FEBRUARY 1898.

Disposal No.	Date of Disposal.	Date of Despatch to Secretary of State for India.	Numbers and Dates of previous Proceedings.	Receipt Nos.	Despatch abstract or purport of paper.
	1898.				
22	2nd Feb.	..	..	53	*Casual Leave.*—Recording proceedings, Financial department, stating that the Christmas and Easter vacations should not be added to —.
23	2nd "	..	..	54	*Vernacular Translations of modified India Acts.*—Recording proceedings, Public department, directing the discontinuance of the practice of issuing with the *Fort St. George Gazette* —.
24	2nd "	..	..	52	*Famine Batta.*—Recording proceedings, Revenue department, directing that — may be paid under article 72 of the Civil Account Code to all Government servants on civil establishments in the Nellore district.
25	2nd "	..	..	24 27 29 34 38 39 &c.	*Legislative Council Questions.*— Recording papers relating to the admission of questions asked at the meeting of the Council held on the 1st instant.
26	2nd "	..	..	..	*Bill to amend Madras Act II of* 1886 (*The Madras Harbour Trust Act*).—Submitting copy of the — as passed by the Council on the 1st instant for the assent of His Excellency the Governor.

Disposal No.	Date of Disposal.	Date of Despatch to Secretary of State for India.	Numbers and Dates of previous Proceedings.	Receipt Nos.	Despatch abstract or purport of paper.
27	1898. 4th Feb.	..	..	57	*References to the Advocate-General.*—Recording memorandum from the Public department stating that in each case referred to the Advocate-General for his opinion it should be considered whether the order thereon should be communicated to him.
28	4th "	..	..	58	*Compensation for dearness of food.*—Informing the Revenue department that the Legislative department has no remarks to offer upon the papers relative to the proposed revision of the rules regulating the grant of — to Government employés in the Civil department.
29	7th "	..	..	..	*Legislative Council Proceedings.*—Forwarding to the Under Secretary of State for India ten copies of the proceedings of a meeting of the Legislative Council held on the 1st February 1898.
30	7th "	..	..	60	*Madras River Conservancy Act, 1884.* — Recording proceedings, Public Works department, directing that a notification be published in the Fort St. George and Gódávari District Gazettes appointing the Executive Engineers of the divisions in that district as Conservators of rivers.
31	7th "	..	..	59	*Notifications under the Indian Merchant Shipping Act.* — Recording proceedings, Marine department, directing the publication in a consolidated form the rules embodied in certain —.
32	14th "	..	..	66	*Provincial Funds.*—Recording proceedings, Financial department, passing orders on the final accounts and appropriation reports of — for 1896–97.
33	14th "	..	No. 101 R. of 1897.	65	*Concessions to Officers on Plague and Famine Duties.*—Recording proceedings, Financial department, on resolution of the Government of India regarding the interpretation of the phrase "full pay" in its resolution sanctioning certain —.

Disposal No.	Date of Disposal.	Date of Despatch to Secretary of State for India.	Numbers and Dates of previous Proceedings.	Receipt Nos.	Despatch abstract or purport of paper.
34	1898. 14th Feb.	..	..	67	*Famine of* 1897.—Recording proceedings, Revenue department, on resolution of the Government of India making observations upon the preliminary narrative of the —.
35	14th "	..	..	64	*Special Duty.*—Recording proceedings, Financial department, on proceedings, Revenue department, stating that when Government sanctions — for a definite period, the intention is ordinarily that work of the kind contemplated shall be continuously pursued and not be interrupted by the grant of leave to those who may be detailed for the duty.
36	17th "	..	..	..	*Bill to amend the Madras City Police Act,* 1888.—Forwarding to the Government of India, Home and Legislative Departments, copy of despatch to the Right Honourable the Secretary of State for India regarding the — proposed to be introduced into the Local Legislative Council.
37	24th "	..	No. 20 R. of 1896.	..	*Additional Member of Council.*—Appointing Mr. H. P. Hodgson to be an —.
38	28th "	..	..	..	*Local Boards Act Amendment Bill.*—Telegraphing to the Government of India, Home Department, for permission to introduce the — at the next meeting of the Council.

GOVERNMENT OF FORT ST. GEORGE.

LEGISLATIVE (1898) *DEPARTMENT.*

(Copy.)

Letter to the Right Honourable the Secretary of State for India.

Dated 10th February, No. 1 of 1898.

Transmitting sixty copies of Madras Act No. I of 1898 (*An Act to amend the Malabar Marriage Act*, 1896).

LEGISLATIVE DEPARTMENT.

Letter—to

The Right Honourable the SECRETARY of STATE for INDIA.

My Lord,

We have the honour to transmit sixty copies of the Act specified in the margin, which has been passed by the Madras Legislative Council, and assented to by His Excellency the Governor and by His Excellency the Governor-General.

Madras Act No. I of 1898 (an Act to amend the Malabar Marriage Act, 1896).

2. The papers connected with the Act were forwarded with our letter, No. 10, Legislative, dated 11th November 1897.

We have the honour to be,
My Lord,
Your most obedient, humble servants,

(Signed) A. E. HAVELOCK.
(„) H. W. BLISS.
(„) J. GROSE.

Fort St. George,
10*th February* 1898.

Government (1898) of Madras.

LEGISLATIVE.

Recd. 1898. *Enclosures*

Regd. *Spare copies*

G.O., No. 11, 15th February 1898.

FEBRUARY.

Bill to amend the Madras City Police Act, 1888.

Directing the publication in the *Fort St. George Gazette* of a —, and requesting the Honourable Sir Henry Bliss, K.C.I.E., to take charge of it.

GOVERNMENT OF MADRAS.

LEGISLATIVE DEPARTMENT.

Read—the following papers :—

G.O., No. 1142, Judicial, dated 9th July 1896.

Read—the following papers :—

* * * * *

From the Inspector-General of Police, to the Chief Secretary to Government, dated Madras, 24th February 1896, No. 726.

Revised Railway Police Scheme.

I have the honour to submit a revised Railway Police scheme with reference to G.O., No. 873, Judicial, dated 26th April 1895.

* * * * *

Police at the stations in Madras.

16. The men at the stations in Madras are supplied from the City Police and are under the control of the Commissioner. In Bombay and Calcutta the police at the terminal stations within the city are under the control of the Superintendent of Railway Police and not under the Commissioner of Police for the city. Such an arrangement is obviously advantageous and I would recommend that it may be adopted in Madras. The Commissioner of Police, to whom a reference was made on the subject, stated that he would be happy to transfer the railway stations and railway premises in the city to my charge. He pointed out, however, that an amendment of the City of Madras Police Act (III of 1888) would be necessary. Either the first clause of section 3 of the Act or section 5 must be amended. Probably, it would be best to amend section 5. If this is done, the police employed at the railway stations in the city will retain the larger powers conferred by the City Act, which is an object to be desired.

* * * * *

Order—No. 1142, Judicial, dated 9th July 1896.

The revised scheme for the organization of a body of Railway Police, submitted by the Inspector-General, is moderate in character and meets with the general approval of Government. The Government of India will now be requested to solicit the sanction of the Right Honourable the Secretary of State to its introduction.

* * * * *

3. The Government agrees with the Inspector-General in considering that it is desirable that the police force employed at the railway stations in the Presidency town should be placed under the control of the Superintendent of Railway Police. As pointed out by the Commissioner, this step will necessitate an amendment of the Madras City Police Act III of 1888, and the Inspector-General will be requested to submit a draft Bill accordingly.

* * * * *

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

G.O., No. 240, Judicial, dated 10th February 1898.

Read—the following papers :—

G.O., No. 992, Judicial, dated 12th July 1897.

Read—the following letter from the Inspector-General of Police, Madras, dated 1st July 1897, No. 2274 :—

With reference to paragraph 3 of G.O., No. 1142, Judicial, dated 9th July 1896, directing me to forward a draft Bill for placing the control of the police employed at the railway stations and on the railway lines within the City of Madras under the Superintendent of Railway Police, I have the honour to forward such a Bill for approval.

2. Two courses were open—one to exclude the railway lines from the city jurisdiction, the other to retain them within the city jurisdiction and to give the Superintendent or Assistant Superintendent of Railway Police the authority of the Commissioner under the Madras City Police Act. I think the latter course is preferable, and I have drafted the Bill with that view.

3. I find that, in Bombay and Calcutta, although the Railway Police are under the control of the Inspector-General of Police and not the Commissioner of the City, legislation has not been thought necessary. No difficulty has, I believe, arisen in the matter though, as far as I can see, in Calcutta, certainly by the letter of the law, the jurisdiction over the Railway Police should be with the Commissioner and not with the Inspector-General of Police (*vide* section 4, Act IV of 1866, Bengal). It will, I think, no doubt be best to legislate here to meet any objections that may be raised. Legislation need not be undertaken until the Railway Police scheme is sanctioned.

Order—No. 992, Judicial, dated 12th July 1897.

Recorded, pending receipt of the Government of India's orders on the Railway Police scheme.

(True Extract.)

(Signed) J. F. PRICE,
Chief Secretary.

G.O., No. 1463, Judicial, dated 8th October 1897.

Abstract.—Communicating to the Inspector-General of Police letter from the Government of India stating that the Secretary of State has sanctioned the constitution of a separate Police force for Railways in this Presidency.

G.O., No. 92, Judicial, dated 18th January 1898.

Abstract.—Referring to the Advocate-General, for favour of remarks, the draft Bill submitted by the Inspector-General of Police for placing under his control the police employed at the railway stations and on the railway lines within the city of Madras.

From the Government Solicitor, dated 26th January 1898, No. 47.

Forwarding the draft Bill as amended by the Advocate-General.

Order—No. 240, Judicial, dated 10th February 1898.

The draft Bill, as amended, is approved and will be forwarded to the Legislative Department.

(True Extract.)

(Signed) A. T ARUNDEL,
Chief Secretary.

To the Legislative Department, with Bill, as amended by the Advocate-General, and the Statement of Objects and Reasons.

Copy to the Inspector-General of Police with copy of amended Bill.

Enclosure.

A Bill to amend the Madras City Police Act, 1888.

Whereas it is expedient to amend the Madras City Police Act, 1888; It is hereby enacted as follows:—

1. To section 5 of the said Act the following shall be added, namely:—

Provided that the Governor in Council may, by notification in the *Fort St. George Gazette*, which he may cancel or vary, at any time direct that the administration of such of the Police within the City of Madras as are or may be employed at any Railway stations or on any Railway premises or within the limits of any Railway or part of any Railway situated within the limits of the City of Madras, shall be vested in the Inspector-General of Police, and from and after the issue of such notification the powers under this Act of the Commissioner and of his deputies or assistants in respect of such Police shall cease, and the Inspector-General of Police and under his control such officers as shall be appointed by the Governor in Council to be Superintendent or Assistant Superintendent of Railway Police, shall as regards such Police exercise all the powers of the Commissioner of Police under this Act, save that the power conferred on the Commissioner by section 10 shall, in respect of such Police, be exercised by the Inspector-General of Police alone.

STATEMENT OF OBJECTS AND REASONS.

In connection with the establishment of a separate Railway Police force in this Presidency, it is considered desirable that the Commissioner of Police, Madras, should be divested of authority over the Police force employed at the Railway stations in the Presidency Town, which is at present conferred upon him by the Madras City Police Act III of 1888, and that these men should be placed under the control of the Superintendent of Railway Police. The Bill provides for this.

Order—No. 11, Legislative, dated 15th February 1898.

His Excellency the Governor directs the publication of the draft Bill read above, together with the Statement of Objects and Reasons, under Rule 33 of the Rules for the conduct of business at meetings of the Council of the Governor of Fort St. George for making Laws and Regulations, in English and the vernaculars.

2. The Honourable Sir Henry Bliss will be requested to take charge of the Bill.

3. Copies of the Bill with connected papers will also be forwarded with a despatch to Her Majesty's Secretary of State for India.

(True Extract.)

H. TREMENHEERE,
Ag. Secretary to Government.

To the Judicial Department.
,, Honourable Sir Henry Bliss, K.C.I.E.

GOVERNMENT OF FORT ST. GEORGE.

LEGISLATIVE (1898) *DEPARTMENT.*

(Copy.)

Letter to the Right Honourable the Secretary of State for India

Dated 17th February, No. 2 of 1898.

Forwarding, for information, copies of a Bill to amend the Madras City Police Act, 1888, which it is proposed to introduce into the Local Legislative Council.

LEGISLATIVE DEPARTMENT.

Letter—to

The Right Honourable the SECRETARY of STATE for INDIA.

My Lord,

We have the honour to transmit for your Lordship's information copy of a Bill to amend the Madras City Police Act, 1888, which it is proposed to introduce into the Council for making Laws and Regulations, and which was accordingly published under Council Rule No. 33 in the *Fort St. George Gazette* of the 15th instant.

2. The reasons which render some such alteration in the existing law desirable are set forth in the Statement of Objects and Reasons and in Proceedings of this Government, No. 11, Legislative, dated 15th February 1898, copies of which accompany this letter. The Bill will be introduced at the next meeting of the Council, but it will not be passed into law until the receipt of a communication from the Government of India to the effect either that your Lordship has no objection to the proposed measure or that no reply has been received from your Lordship within two months from the date of this report.

We have the honour to be,
My Lord,
Your Lordship's most obedient, humble servants,

(Signed) H. W. BLISS.
(,,) J. GROSE.

Fort St. George,
17*th February* 1898.

Endorsement—R. No. 36, Legislative, dated 17th February 1898.

Copy to the Government of India, Home and Legislative Departments.

H. TREMENHEERE,
Ag. Secretary to Government.

Note.—The despatch has not been signed by His Excellency the Governor as he is on tour.